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Counsel for Plaintiffs
 Resilient Floor Covering Pension Fund, and
 Board of Trustees, Resilient Floor Covering Pension Fund

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN FRANCISCO / OAKLAND DIVISION

RESILIENT FLOOR COVERING
 PENSION FUND, et al.,

Plaintiffs,

v.

MICHAEL'S FLOOR COVERING, INC.,

Defendant.

Case No.: C 11-5200 JSC

**STIPULATION RE TIMELINESS OF CERTAIN
 DISCOVERY AND RE CORRECTED CAPTION
 ON PLAINTIFFS' SECOND SET OF
 REQUESTS FOR PRODUCTION OF
 DOCUMENTS**

WHEREAS on May 21, 2012 Plaintiffs hand served Defense counsel with Plaintiffs' Second Set of Requests for Production of Documents which inadvertently contained the wrong case caption;

WHEREAS on May 24, 2012 Defendant hand served Plaintiffs' counsel with a second set of requests for admissions to each Plaintiff and a second set of requests for production of documents to each Plaintiff, as well as notices for two depositions which included document requests; and

WHEREAS the last day to hand serve written discovery to a party in compliance with the discovery cutoff herein was May 23, 2012;

THEREFORE,

THE PARTIES HEREBY STIPULATE that Plaintiff may replace Plaintiffs' Second Set of

Requests for Production of Documents with a corrected set bearing the correct case caption and dated the same date as the original Plaintiffs' Second Set of Requests for Production of Documents. No changes may be made to the corrected version other than correcting the identity of the correct Plaintiffs, Defendant and case number. The corrected version will be deemed to have been hand served on the date the original Plaintiffs' Second Set of Requests for Production of Documents was hand served.

THE PARTIES FURTHER STIPULATE that the discovery requests and deposition notices served by Defendant on May 24, 2012, as referenced above, are hereby deemed to have been served on May 23, 2012.

Dated: June __, 2012

KRAW & KRAW

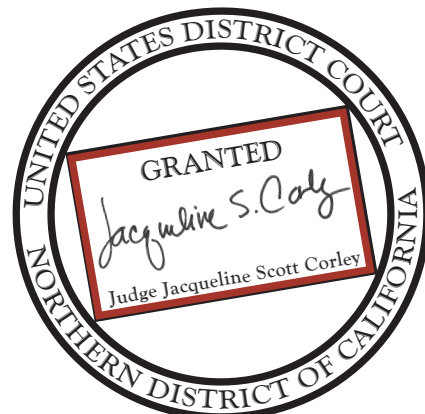
/s/ Donna Kirchner
Donna L. Kirchner, Esq.
Attorneys for Plaintiffs
RESILIENT FLOOR COVERING PENSION FUND
AND BOARD OF TRUSTEES, RESILIENT FLOOR
COVERING PENSION FUND

Dated: June __, 2012

KILMER, VOORHEES & LAURICK, PC
BULLIVANT HOUSER BAILEY PC

Robert B. Miller, Esq.
Attorneys for Defendant
MICHAEL'S FLOOR COVERING, INC.

Dated: 6/26/2012



ATTESTATION

I, Donna L. Kirchner, attest that signatories Robert B. Miller has read and approved the foregoing **STIPULATION RE SHORTENED TIME FOR CERTAIN DISCOVERY AND RE CORRECTED SET OF DOCUMENT REQUESTS** and has consented to its filing in this action.

/s/ Donna Kirchner
Donna L. Kirchner